

SENATE BILL No. 383

DIGEST OF INTRODUCED BILL

Citations Affected: IC 11-13-3-2.

Synopsis: Parole eligibility. Provides that a person sentenced under Indiana's pre-1977 sentencing law to more than one life sentence is eligible for consideration for parole after the person has served 25 years of the sentence.

Effective: July 1, 2007.

Broden

January 11, 2007, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.

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Introduced

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

SENATE BILL No. 383

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 11-13-3-2 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 2. (a) Release on parole
3 and discharge of an offender sentenced for an offense under IC 35-50
4 shall be determined under IC 35-50-6.

5 (b) Parole and discharge eligibility for offenders sentenced for
6 offenses under laws other than IC 35-50 is as follows:

7 (1) A person sentenced upon conviction of a felony to an
8 indeterminate term of imprisonment is eligible for consideration
9 for release on parole upon completion of ~~his~~ **the person's**
10 minimum term of imprisonment, less the credit time ~~he~~ **the**
11 **person** has earned with respect to that term.

12 (2) A person sentenced upon conviction of a felony to a
13 determinate term of imprisonment is eligible for consideration for
14 release on parole upon completion of one-half (1/2) of ~~his~~ **the**
15 **person's** determinate term of imprisonment or at the expiration of
16 twenty (20) years, whichever comes first, less the credit time ~~he~~
17 **the person** has earned with respect to that term.



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(3) A person sentenced upon conviction of first degree murder or second degree murder to a term of life imprisonment is eligible for consideration for release on parole upon completion of twenty (20) years of time served on the sentence. A person sentenced upon conviction of a felony other than first degree murder or second degree murder to a term of life imprisonment is eligible for consideration for release on parole upon completion of fifteen (15) years of time served on the sentence. A person sentenced upon conviction of more than one (1) felony to more than one (1) term of life imprisonment is ~~not~~ eligible for consideration for release on parole ~~under this section.~~ **after the person has completed twenty-five (25) years of time served on the sentence.** A person sentenced to a term of life imprisonment does not earn credit time with respect to that term.

(4) A person sentenced upon conviction of a misdemeanor is not eligible for parole and shall, instead, be discharged upon completion of ~~his the~~ term of imprisonment, less the credit time ~~he the person~~ has earned with respect to that term.

(c) A person whose parole is revoked may be reinstated on parole by the parole board any time after the revocation, regardless of whether the offender was sentenced under IC 35-50 or another law. The parole board may adopt, under IC 4-22-2, rules and regulations regarding eligibility for reinstatement.

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